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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

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IN RE APPLICATION OF:

Bettina MOECKEL, et al.

: GROUP ART UNIT: 1652

DEC 12 2001

SERIAL NO.: 09/903,770

:

TECH CENTER 1600/2900

FILED: JULY 13, 2001

: EXAMINER: C. FRONDA

FOR: NUCLEOTIDE SEQUENCES CODING FOR THE LYSR1 GENE

#8
S.G.
12/13/01

RESTRICTION AND ELECTION OF SPECIES REQUIREMENT RESPONSE

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the Official Action dated November 9, 2001, Applicants elect, with traverse, Group I, Claims 1-19, 37, and 38, for further prosecution. Applicants note that an election of Species is not required with the election of Group I.

REMARKS

The Office has required restriction in the present application as follows:

- Group I: Claims 1-19, 37, and 38, drawn to an isolated polynucleotide, vector, host cell, and a method for making the LysR1 protein;
- Group II: Claims 20 and 21, drawn to a *Coryneform* bacterium comprising an attenuated lysR1 gene;
- Group III: Claim 22, drawn to *Escherichia Coli* DSM 13616;
- Group IV: Claims 23-28, drawn to a process for producing L-amino acids using a bacterial cell comprising an attenuated lysR1 gene;

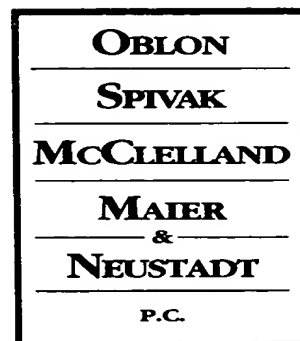


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For: NUCLEOTIDE SEQUENCES CODING FOR THE
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GAU: 1652
Examiner: C. FRONDA

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SIR:


Attached hereto for filing are the following papers:

1. **Restriction and Election of Species Requirement Response**

Our check in the amount of \$ -0- is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. §1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. §1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.


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